

WESLEY SHORT §
v. § CIVIL ACTION NO. 9:09cv214
ROBERT ALLEN BYRD, ET AL. §

The Plaintiff Wesley Short, proceeding *pro se*, filed this civil rights lawsuit under 42 U.S.C. §1983 complaining of alleged violations of his constitutional rights. This Court ordered that the matter be referred to the United States Magistrate Judge pursuant to 28 U.S.C. §636(b)(1) and (3) and the Amended Order for the Adoption of Local Rules for the Assignment of Duties to United States Magistrate Judges.

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The Court has carefully reviewed the pleadings in this cause and the Report of the Magistrate Judge. Upon such review, the Court has concluded that the Report of the Magistrate Judge is correct. It is accordingly

ORDERED that the Report of the Magistrate Judge (docket no. 42) is ADOPTED as the opinion of the District Court. It is further

ORDERED that the Plaintiff's third motion for summary judgment, construed as a motion for reconsideration of the final judgment (docket no. 41) is hereby DENIED. It is further

ORDERED that the Clerk shall refuse all further filings in this case from the Plaintiff Wesley Short except for a proper notice of appeal and filing fee payment or application for leave to proceed *in forma pauperis* in connection with a proper appeal. Any such pleadings, other than these, which are received from the Plaintiff Wesley Short shall be returned to the Plaintiff or may be discarded at the option of the Clerk.

So **ORDERED** and **SIGNED** this **12** day of **October, 2011**.



Ron Clark, United States District Judge